

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of) Group Art Unit: 1655
Jae-Hong KIM) Examiner: Melenie Lee McCormick
Application No.: 10/551,820) Confirmation No.: 3987
Filed: February 10, 2009)
For: NOVEL MICROORGANISM)
PEDIOCOCCUS PENTOSACEUS)
EROM101, HAVING IMMUNE)
ENHANCEMENT, ANTICANCER)
AND ANTIMICROBIAL ACTIVITIES)

REQUEST FOR REFUND DUE TO SMALL ENTITY STATUS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. § 1.26, Applicant respectfully requests a refund in the amount of \$825.00 in connection with the above-identified application based on the fact that Applicant qualifies for small entity status.

Applicant electronically filed a Notice of Appeal and a Petition for Extension of Time on December 9, 2008 in the above-identified application. Applicant's representative inadvertently requested that their credit card be charged in the amount of \$1110.00 (large entity fee) for the Petition for Extension of Time and \$540.00 (large entity fee) for the Notice of Appeal. The correct amount that should have been charged to Applicant's representative's credit card should have been \$555 (small entity fee) for the Petition for Extension of Time, and \$270.00 (small entity fee) for the Notice of Appeal.

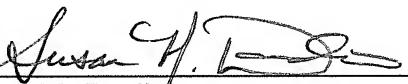
Applicant therefore respectfully request that a refund in the amount of \$825.00 be refunded to Applicant's representative credit card.

If there are any questions relating to this Request, the United States Patent and Trademark Office is requested to contact the undersigned.

Respectfully submitted,

Buchanan Ingersoll & Rooney PC

Date: February 10, 2009

By: 

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